

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

METROPOLITAN CREDITORS' TRUST, et
al.,

Plaintiffs,

v.

PRICEWATERHOUSECOOPERS LLP,
Defendant.

No. CV-05-290-FVS

ORDER

THIS MATTER having come before the Court based upon the
defendant's motion to reconsider; Now, therefore

IT IS HEREBY ORDERED:

1. The defendant's motion to reconsider (**Ct. Rec. 397**) is
granted.

2. The plaintiff's motion to compel (**Ct. Rec. 192**) is **denied**;
provided, the plaintiffs may renew their motion during trial if
circumstances arise suggesting that a defense witness has testified in
a manner which, in fairness, requires disclosure of otherwise
privileged communications. See *Cox v. Adm'r U.S. Steel & Carnegie*, 17
F.3d 1386, 1419 (11th Cir.1994).

IT IS SO ORDERED. The District Court Executive is hereby
directed to enter this order and furnish copies to counsel.

DATED this 14th day of February, 2008.

s/ Fred Van Sickle
Fred Van Sickle
United States District Judge